

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation into TALK AMERICA, INC.,
formerly Talk.com Holding Corporation,
formerly Tel-Save, Inc. (U-5289-C and U-5535-C)
to determine whether it has violated the laws,
rules, and regulations governing the manner in
which California subscribers are switched from
one presubscribed carrier to another.

Investigation 01-08-003
(Filed August 2, 2001)

**RULING OF ASSIGNED COMMISSIONER AND ADMINISTRATIVE LAW
JUDGE FURTHER MODIFYING SCHEDULE PREVIOUSLY SET IN
SEPTEMBER 17 SCOPING MEMO AND OCTOBER 9 RULING**

Schedule Modification

On October 16, 2001, counsel for respondent Talk America, Inc. (respondent) sent me a letter attached to this ruling requesting a three-week continuance of the schedule because personal matters require respondent's counsel to be absent from his office for approximately four weeks beginning in late October. Respondent's letter states that the revised schedule is acceptable to the Commission's Consumer Services Division.

Due to scheduling constraints, we are unable to grant the full continuance requested, but are able to accommodate a two-week continuance. Because all participants agree to a continuance, and for good cause, the following revised schedule is adopted.

Event	Date
CSD serves proposed testimony (formerly 11/2/01)	Friday, November 16, 2001
Respondent Talk serves proposed testimony (formerly 12/18/01)	Wednesday, January 2, 2002
CSD serves proposed rebuttal testimony (formerly 1/3/02)	Friday, January 18, 2002
Cross-examination estimates served on the ALJ and parties (formerly 1/9/02)	Wednesday, January 23, 2002 (sent in such a manner that the ALJ and parties receive the cross-examination estimates no later than January 23. ALJ Econome's fax number is 415/703-1494 and e-mail address is jjj@cpuc.ca.gov .)
Prehearing Conference (formerly 1/10/02)	Thursday, January 24, 2002 at 10:00 a.m., Commission Courtroom, 505 Van Ness Avenue, State Office Building, San Francisco, California
Evidentiary hearings (formerly 1/14/02- 1/23/02)	Monday, January 28 through Tuesday, February 5, 2002 in San Francisco commencing 10:00 a.m., on January 28, and at 9:00 a.m. thereafter.
Parties file concurrent opening briefs (formerly 2/14/02)	Wednesday, February 27, 2002
Parties file concurrent reply briefs/case submitted (formerly 3/1/02)	Thursday, March 14, 2002
Presiding officer's decision due (formerly 4/30/02)	No later than Monday, May 13, 2002

IT IS RULED that the schedule set forth in the September 17, 2001 scoping memo and October 9 ruling is modified as set forth in this ruling.

Dated October 19, 2001, at San Francisco, California.

/s/ GEOFFREY F. BROWN

Geoffrey F. Brown
Assigned Commissioner

/s/ JANET A. ECONOME

Janet A. Econome
Administrative Law Judge

October 16, 2001

ATTACHMENT A
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VIA ELECTRONIC MAIL
HARD COPY TO FOLLOW

Administrative Law Judge Janet A. Econome
California Public Utilities Commission
State Building, Room 5107
505 Van Ness Avenue
San Francisco, California 94102

Re: I.01-08-003 Talk America, Inc.; Procedural Schedule

Dear Judge Econome:

As you know, prior to his departure for vacation, Cleveland Lee asked that we modify the procedural schedule in I.01-08-003. We were successful in reaching agreement on a revised schedule and you and Commissioner Brown approved it by ruling dated October 9, 2001.

I have just learned that some personal matters require that I be absent from the office for approximately four weeks beginning in late October. It is therefore necessary that I seek a further revision of the schedule although I do not believe that everything need be moved back four weeks. I proposed to CSD a roughly three week deferral resulting in a schedule which is as follows:

ATTACHMENT A

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	<u>Present</u>	<u>Proposed</u>
CSD serves Proposed Testimony	11/02/01	11/26/01
TAI serves Testimony	12/18/01	01/08/02
CSD serves Rebuttal Testimony	01/03/02	01/24/02
Cross-examination estimates served on ALJ and parties	01/09/02	01/30/02
Prehearing Conference	01/10/02	01/31/02
Hearings	01/14/02-01/23/02	02/04/02-02/13/02
Opening Briefs	02/14/02	03/07/02
Reply	03/01/02	03/22/02
POD Due	04/30/02	05/21/02

The revised schedule is acceptable to CSD so we now submit it to you and
Commissioner Brown.

With best wishes.

Very truly yours,

Thomas J. MacBride, Jr.

cc: Commissioner Geoffrey F. Brown (Via E-Mail)

I.01-08-003 GFB/JJJ/sid

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Ruling of Assigned Commissioner and Administrative Law Judge Further Modifying Schedule Previously Set in September 17 Scoping Memo and October 9 Ruling on all parties of record in this proceeding or their attorneys of record.

Dated October 19, 2001, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TTY# 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.